G. R. S. IX-5]

Resum

Previous references.

Ch 265-15(1)

1917-18

(Courts)

File No. 61-17

Serial Nos. ~~nil~~

Later references.

Ch 61-7, 3.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. ~~nil~~ 2

Part B for April 1918.

SUBJECT.

Interpellation Relating to the Judicial Department

W D 88—GPB—50,000—24-7-18

Mr Abdur Rahman Khan

10-6-1918

G. R. S. III—1] 1917.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 61-17.

FILE HEADING.

Interpellations relating to the Judicial Departmen

From

No.	Dated	Received

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

6

Interpellation

by Mr. C. Narasimhaiya, B.A., B.L.

I. Will Government be pleased to state the amount of land Revenue payable to the Government by each of the following communities.-

(1) Vokkaligars.

(2) Lingayets.

(3) Mahomedans.

(4) Brahmins.

(5) Vysyas.

(6) Jains.

(7) Christians.

(8) And other communities.

II. (a) Were not the Sessions Judges inspecting the Sub Division Magistrates Courts annually?

(b) Why was this wholesome practice discontinued?

(c) How many Sub Division Magistrates Courts have been inspected by the Deputy Commissioners during the year?

(d) Will the Government be pleased to place on the table the notes of such inspection.

III.(a) Has the attention of the Govern-
ment been drawn to an article

published in the New India Paper dated 17th January 1918, under the heading "The Mysore General and Revenue Secretariat"?

(b) Whether all or any of the allegations contained in the said article are true?

(c) Is so, will the Government be pleased to remedy the defects?

(d) If the allegations are not true what steps will the Government propose to take against the man who has contributed the article?

G.R.S. III–3]

J. No 1135 -1,

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Subd. with a copy of the interpellations received today from Mr C. Narasimhaiya B.A., B.L., for kind perusal by the Dewan

8/2/18

Sir, the interpellations have received late, these will not be included in the agenda.

9.2

4188
9.2.18

Mr Lakshmandas)

Seen. Mr Chenulu Counsel may kindly answer the questions informally at the next meeting of Council.

9.2.18

Send extracts to the Officers concerned for a note & prompt reply.

11/2/18

Extracts of the Dewan's order and of the questions Nos I and III have been made and separately sub'd. for being sent to the Revenue Secy through the Asst Secy Bs I

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GRSM. SL.469.

G.R.S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

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and the Chief Secy through the Regr as noted by the Chief Secretary. The file is subd. for question No II being answered.

CS 11/2/18 Please put up the opn in due draft.

Regr 12/2

(CS Section)

Subd

(a) & (b) The following files are put up:
Cts 92-10, Sls (-)
" 201-13, Sls (-)
" 265-15, Sls (-)

(c) The only information available in this office is what is contained in the penultimate para of the Criminal Justice Report for 1916 (-) (Cts 74-(-))

(d) The notes of inspection are not received here

Subd
Please see statement attached
Regr 12/2

Reptis.

(a) They were inspecting occasionally.

(b) In a fo. of 1911 they were asked to inspect — but in 1915 the Ch. Ct considered such inspn unnecessary & the Ch. Ct letter was recorded.

In Bir. India Sessions Judges do not inspect such courts.

(c) The information is given in the Cr. Justice Report.

(d) The notes are received in a revised by the Ch. Ct. It is undesirable to lay them on the table or publish them.

Note number quoted or not quoted.

1st member / Dewan

CS 16/2/18

Regr 16/2/18

45 28 / 25/2/18 May be seen by the Hon'ble Member

Asst 12/2

Attention is respectfully invited to the notes in paragraphs 29, 30-34 in Ct Dis 20/1/83 re regarding the practice in British India where it is not intended that Sessions Judges should inspect the Magistrates' Cts. They are inspected by the Deputy Commr & the Dist Magistrate.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Chief Secretary

GRSM. SL.469.

2863 / 23/2/18

Regr 16/2/18

Dewan 16/2/18

Regr 16/2/18

Regr 16/2/18

Regr

(7)

Inspections of Subordinate Magistrates' Courts made by the several District Magistrates in 1916-17.

Courts	Bangalore		Mysore		Kolar		Hassan		Tumkur		Shimoga		Chitaldrug		Kadur	
	Pending	New	Inspected	Pending not inspected	Inspected	Pending not inspected	Inspected	Pending not inspected	Inspected	Pending not inspected	Inspected	Pending not inspected	Inspected	Pending not inspected	Inspected	Pending not inspected
Courts of Magistrates in charge of Sub-Divns			3	-	1	1	2	-	1	1	2	-	2	-	1	-
Dy Asst Commr + Asst Commrs Courts	only 8 courts were inspected. Details are not available as to the particular courts inspected		11	3	3	8	8	-	7	3	9	-	8	1	6	1
Bench Magistrates' courts			0	1	-	-	1	-	0	1	1	-	-	-	-	1
Courts of other Magistrates such as Tq Asst Commrs Magrs, Munsif Magrs, Pro Asst Commrs &c &c			-	6	-	5	1	-	1	2	3	-	-	2	-	1

N.B. The figures are compiled from the original reports of District Magrs obtained from the Chief Court

REPORT ON THE ADMINISTRATION OF CRIMINAL JUSTICE IN MYSORE FOR THE YEAR 1916-17,

WITH THE GOVERNMENT REVIEW THEREON.

No. J. 2702-11—Cts. 74-17-3, dated 19th January 1918.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

Read—

Letter No. Pol. 36—1917-18, dated 10th October 1917, from the Registrar, Chief Court of Mysore, forwarding the Report on the Administration of Criminal Justice in Mysore for the year 1916-17, together with the usual statements.

Order No. J. 2702-11—Cts. 74-17-3, dated 19th January 1918.

The total number of criminal cases reported to the Magistrates during the year was 21,113 as against 24,029 in the preceding year. There is a substantial fall both under the head of offences against the human body and under the head of offences against property. The number of offences under special and local laws also shows a decrease of over 1,000 cases.

2. The total number of cases brought to trial during the year under report was 17,599 involving 37,655 persons, of whom 24,341 were either acquitted or discharged and 7,905 were convicted.

3. A regrettable feature of this year's report is the increase in the number of short term sentences. There has been a substantial increase (from 448 to 526) in the number of sentences of imprisonment for fifteen days and under. The Judges of the Chief Court point out that very little use is made of the powers conferred by Section 562 of the Criminal Procedure Code. The attention of the District Magistrates is once again invited to the observation of the Chief Court, and they are requested to impress upon the Subordinate Magistrates the importance of the preventive sections of the Procedure Code in the administration of Criminal Justice.

4. The average duration of cases disposed of by the Magistrates was 16·82 days as against 19·38 and that of Sessions cases disposed of was 13·20 against 32·20 in the previous year. The average duration of appeals in the Courts of Session and in the Magistrates' Courts shows a slight increase, while it is practically the same in the Chief Court.

5. The Chief Court had 146 appeals for disposal involving 241 persons and disposed of 130 appeals, leaving only 16 pending at the close of the year.

6. Government are glad to record that the Chief Judge was able to inspect the District Magistrates' Courts at Mysore and Shimoga, the City Magistrate's Court at Mysore, and the Sub-Division Magistrate's Court at Shimoga. It is also satisfactory to note that the District Magistrate of Shimoga inspected all the Courts in the district, and that the others, except the District Magistrate of Tumkur, inspected most of the Courts in their districts.

7. The Honorary Magistrates have continued to perform efficiently the work entrusted to them. They have disposed of 2,820 cases in the year under report as against 3,468 in the previous year and 1,140 in 1914-15. Government desire in this connection to acknowledge the value of their services.

C. S. BALASUNDARAM IYER,
Chief Secy. to Govt.

To—The Registrar, Chief Court, returning the reports of District Magistrates.
The District Magistrates of Districts

Exd.—C. R.

REPORT ON THE ADMINISTRATION OF CRIMINAL JUSTICE IN MYSORE FOR THE YEAR 1916-17.

THE CHIEF COURT.

Appeals instituted.—The number of appeals filed was 145 against 176 in the previous year. Eighteen appeals were transferred for disposal to the Bangalore Sessions Court and 127 were retained in the Chief Court. Of the latter 119 were filed by persons convicted and 8 by Government from orders of acquittal.

Disposal of appeals from convictions.—Inclusive of 17 appeals pending from the previous year, there were for disposal 136 appeals (from convictions) against 177 in 1915-16. The Government Advocate appeared in 99 cases to support the convictions.

The total number of appellants in these appeals was 241. The sentences imposed on 70 of them were reversed or altered. The appeals of 130 persons were dismissed and the appeals of 12 persons were summarily rejected. Sentences passed on 3 persons were enhanced. The appeals of 26 persons in 13 cases were pending at the close of the year.

Disposal of appeals against orders of acquittal.—Including two cases pending from the previous year, there were 10 appeals for disposal against orders of acquittal as against 14 in 1915-16. In one case, the order of the lower Court was reversed, in another case, the order was set aside and a new trial was ordered, while in five cases, the orders of the lower Courts were confirmed and the appeals dismissed. The remaining three cases were pending at the end of the year.

Average duration of appeals.—The average duration of appeals was 33·19 days against 33·32 days in 1915-16.

Cases under Section 374 Criminal Procedure Code.—In six cases involving six persons, sentences of death were submitted to the Chief Court for confirmation. The sentence of death was confirmed in the cases of five persons while in the case of the other person it was commuted to transportation for life. There was no case pending at the end of the year.

Memorials to His Highness the Maharaja.—Inclusive of one person whose sentence of death was confirmed by this Court at the end of the previous year, six persons who were sentenced to death and 21 persons who were sentenced to transportation for life submitted Memorials to His Highness the Maharaja for the exercise of the prerogative of mercy. There were in all the memorials of six persons sentenced to death and of 21 persons to transportation for life to be dealt with. Of the six persons sentenced to death, the sentence was confirmed in the cases of two persons, while in the case of two persons it was commuted to transportation for life and the remaining two cases were left pending at the end of the year. The sentence of transportation for life was confirmed in the cases of 17 persons and it was reduced to various terms of imprisonment in the cases of three persons, while in the case of one person it was ordered that his case would be considered after a period of five years.

Twenty-one more persons who were sentenced to various terms of imprisonment during the year under report and in former years submitted either jointly or severally 11 memorials. Ten memorials involving 20 persons were rejected leaving one memorial of one person pending at the end of the year.

Revisional powers.—The uumber of copies of judgments of the lower Courts submitted to the Chief Court for perusal was 970 as against 1,116 in 1915-16. Records were called for in 27 cases. Twenty-two cases were referred by District Magistrates and 7 by Sessions Judges. Adding two cases pending from the previous year, there were for dispósal 58 revision cases involving 126 persons as against

68 cases and 175 persons in 1915-16. The details of disposal are given in Statement VI.

Applications.—Including 20 applications pending from the previous year, there were for disposal 258 applications as against 273 in 1915-16. Conviction and orders of the lower Courts were set aside in 23 cases, sentences were reduced or altered in 18 cases and new trials were ordered in two cases. In 117 cases, the orders of the lower Courts were upheld. Twenty-five applications were summarily rejected. Fifty-three petitions of a miscellaneous nature were also disposed of. The number of applications left pending at the close of the year was 20.

Courts Subordinate to the Chief Court.

Receipts and charges.—The receipts amounted to Rs. 84,586-1-11 against Rs. 97,833-9-11 and the charges to Rs. 3,24,331-10-9 against Rs. 3,26,507-11-11 in 1915-16. The fall in the receipt is explained to be chiefly due to a decrease in the amount of fines collected, while the small decrease in charges is attributed to fluctuations in the pay drawn by the Magistrates.

Offences reported.—The number of offences reported was 21,113 against 24,029 in 1915-16 and 21,691 in 1914-15. The number of offences returned as true was 17,794 against 20,120 in 1915-16 and 17,776 in 1914-15. The offences are classified in detail in Statement 2.

Persons brought to trial.—The number of persons pending trial at the end of the last year was 5,163. Of these, the cases of 39 persons were transferred from one Court to another, leaving the cases of 5,124 persons actually pending. Including these, 37,655 persons were brought to trial as against 41,561 in 1915-16.

Statement No. 2 shows how these persons were dealt with. Of the persons brought to trial, 7,905 or 24·65 per cent were convicted and 24,341 or 64·64 per cent were acquitted or discharged. The percentages of convictions and acquittals or discharges in the previous year were 27·62 and 64·62 respectively.

Offences under the Indian Penal Code.—The number of persons tried for offences affecting the human body was 16,475. Of these, 1,034 or 6·21 per cent were convicted and 13,441 or 81·58 per cent were acquitted or discharged. The percentages for 1915-16 were 6·87 and 81·49 respectively. As regards offences against property, the percentages of convictions and acquittals or discharges were 24·63 and 53·24 against 26·06 and 56·18 respectively in the previous year.

Offences under Special and Local Laws.—The number of persons convicted of offences under Special and Local Laws was 3,985 against 4,886 and the number acquitted or discharged was 1,913, the percentages being 63·63 and 30·54 respectively against 64·80 and 30·93 in 1915-16.

Heinous offences under the Penal Code.—The number of persons accused of heinous offences and the number of cases in which they were so accused as compared with the figures of the previous year are shown in the table annexed.

Sessions and Magisterial Work.

The number of Courts which exercised original jurisdiction during the year was 139 against 130 in 1915-16. The Courts comprise 3 Sessions Courts, 3 Assistant Sessions Courts, 8 District Magistrates' Courts, 27 First Class Magistrates' Courts, 65 Second Class Magistrates' Courts and 33 Third Class Magistrates' Courts.

General results.—The number of persons tried by Magistrates was 37,598 against 41,477 in 1915-16. Of these, 24,237 or 64·46 per cent were acquitted or discharged as against 26,694 or 64·36 per cent in the previous year.

Of persons convicted, 4,957 or 63·53 per cent were convicted on regular trial, and 2,846 or 36·47 per cent on summary trial. The corresponding figures for 1915-16 were 5,405 or 58·32 per cent and 3,863 or 41·68 per cent respectively. The number of persons committed to Sessions was 185 against 299 in 1915-16. Five thousand three hundred and two (5,302) persons were awaiting their trial at the end of the year, 49 persons died or escaped during the year and 22 persons were dealt with under Sections 562 and 249, Criminal Procedure Code and under the Chief Court Criminal Circular Letter No. 144. Only 11 persons were dealt with under Section 562 of the Criminal Procedure Code.

Dist ict	Years	Rape		Theft		Cattle theft		Robbery		Dacoity		Receiving stolen property		Giving false evidence		Murder		Culpable homicide not amounting to murder		Grievous hurt	
		Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons	Cases	Persons
Bangalore	1915-16 ...	...	...	146	315	19	25	...	...	...	...	4	4	6	6	...	...	...	...	26	39
	1916-17 ...	...	..	184	215	8	14	3	3	...	...	1	1	6	6	...	...	...	...	11	23
Kolar	1915-16 ...	1	1	296	517	28	41	15	34	8	21	29	47	16	16	10	18	3	4	27	59
	1916-17 ...	...	...	329	570	20	35	1	3	6	36	13	17	14	19	8	13	4	11	31	49
Tumkur	1915-16 ...	3	3	...	...	25	35	5	8	5	5	...	...	...	...	7	15	1	1	4	4
	1916-17 ...	1	2	1	1	33	35	3	3	3	3	8	9	...	...	2	2	3	3	8	3
Mysore	1915-16 ...	...	...	178	243	37	59	1	3	...	...	8	10	8	9	...	...	...	...	11	12
	1916-17 ...	...	...	208	251	21	30	1	2	...	...	7	10	5	5	...	...	...	...	9	5
Hassan	1915-16 ...	...	...	18	26	12	14	1	2	...	...	...	...	...	...	...	...	...	...	3	8
	1916-17 ...	...	...	23	29	10	19	...	...	...	...	2	2	...	...	...	...	...	...	5	9
Shimoga	1915-16 ...	...	...	105	152	10	11	...	...	...	...	6	9	...	...	...	...	...	...	3	5
	1916-17 ...	1	1	135	273	3	5	3	16	1	2	15	19	...	...	1	2	4	8	8	15
Kadur	1915-16 ...	...	...	62	75	7	11	1	1	...	...	3	4	6	6	...	...	1	1	2	4
	1916-17 ...	...	...	33	49	3	3	...	...	...	...	...	...	...	..	...	...	...	...	2	3
Chitaldrug	1915-16 ...	...	...	60	86	23	37	3	11	...	...	...	...	9	9	...	...	...	...	...	..
	1916-17 ...	2	2	61	93	16	17	3	5	...	...	...	...	2	2	...	...	...	...	2	2
Tota ...	1915-16 ...	4	4	865	1,414	161	233	26	59	13	26	50	74	45	46	17	33	5	6	76	131
	1916-17 ...	4	5	974	1,481	114	158	14	32	10	41	46	58	27	32	11	17	11	22	71	109

The number of cases disposed of by the District Magistrates was 38 as against 36 in 1915-16. The number of persons involved in these cases was 64 against 73.

Average Duration.—The average duration of cases in the Courts of Magistrates was 16·82 days against 19·38 in 1915-16.

Witnesses—The number of witnesses who attended the Courts of Magistrates was 114,552 against 129,327 in the previous year. Of these, 109,084 were detained for 1 day, 4,623 for two days, 705 for 3 days and 140 for 4 days and more. The number of witnesses actually examined was 44,608 as against 61,708 in the previous year. Travelling allowance and batta paid to witnesses amounted to Rs. 892-7-2 as against 1,132-6-4 in 1915-16.

Sessions work.—In the Sessions Courts of Bangalore, Mysore and Shimoga, 16 cases involving 57 persons were pending at the end of the previous year. Including these, there were for disposal 104 cases involving 235 persons as against 106 cases involving 376 persons in the previous year. Of these, 89 cases involving 206 persons were disposed of, leaving 15 cases involving 29 persons pending at the end of the year. Thirty cases involving 104 persons ended in acquittal, and 59 cases involving 102 persons in conviction.

Tried with Assessors.—The number of cases tried with the aid of assessors was 74. The Judges agreed with the assessors in 52 cases, and they differed from one assessor in 8 cases and from two assessors in 14 cases. No cases were tried by jury. The system of trial by jury has been ordered to be introduced into the Districts of Bangalore and Mysore with effect from the beginning of the current official year.

Average Duration.—The average duration of Sessions Cases was 13·20 days against 32·22 days in 1915-16. The fall in the average duration appears to be due to abnormal duration in 1915-16 in the Mysore Division but apparently in the Sessions Courts of the Bangalore and the Shimoga Divisions, the calculation is based on the actual number of days during which the trial of each case lasted and not as in Mysore from the date of the receipt of the order of committal to the Sessions Court. Instructions will be issued to these Courts to secure uniformity in the matter.

Witnesses in Sessions Courts.—The number of witnesses examined in Sessions Cases was 997 against 1,486 in 1915-16. Of these, 267 were examined in the Bangalore Division, 446 in the Mysore Division and 284 in the Shimoga Division. The allowances paid to witnesses amounted to Rs. 2,886-3-2 against Rs. 3,920-2-6 in 1915-16. Rupees 802-4-7 were paid in the Bangalore Division, Rs. 789-9-0 in the Mysore Division and Rs. 1,294-5-7 in the Shimoga Division.

European British Subjects.—In the exercise of their functions as Justices of the Peace, Messrs. R. B. Plumer, P. F. Bowring and S. M. Pritchard tried 15 cases involving 20 persons during the year as against 29 cases and 33 persons in the previous year. Messrs. Bowring and Pritchard had 11 cases involving 16 persons and Mr. Plumer 4 cases and 4 persons. Six cases involving 9 persons ended in conviction, 7 cases involving 8 persons in acquittal and 2 cases involving 3 persons were left pending at the end of the year.

Preventive Jurisdiction.—In the exercise of the preventive jurisdiction vested in Magistrates, 57 persons as against 84 in 1915-16 were ordered to give security for keeping the peace or for good behaviour. Of these, 43 were imprisoned in default of furnishing security as against 53 in the previous year.

Fines and Compensation.—The fines imposed during the year amounted to Rs. 53,802-3-9 against Rs. 57,373-7-0 in 1915-16, while the amount realized was Rs. 45,556-9-2 against Rs. 54,024-13-9 in the previous year. The amount paid to complainants by way of compensation under Section 545, Criminal Procedure Code, was Rs. 2,095-9-0 against Rs. 1,699-9-0 in the previous year.

Punishments.—The punishments inflicted are detailed in Statement 5. Very little use has been made of the powers conferred on Magistrates by Section 562 of the Code of Criminal Procedure, the number of persons dealt with under that section during the year under report being only 11 as against 42 and 32 in the two previous years although the number of persons sentenced to short terms of imprisonment, *i.e.*, 15 days and under, increased to 526 from 448 in the previous year.

Miscellaneous Proceedings.—There were 524 miscellaneous proceedings involving 821 persons against 412 cases involving 613 persons in 1915-16. Of these, 403 persons were discharged and 309 were convicted, leaving 109 persons pending at the end of the year.

Only seven persons were punished under Section 250 of the Criminal Procedure Code. Considering the large proportion of acquittals in cases of assault and the like it is probable that Magistrates do not sufficiently bear in mind the provisions of the section though its importance is impressed upon them year after year.

Appellate and Revisional Jurisdiction of Subordinate Courts.—Inclusive of 130 persons whose appeals were pending at the close of 1915-16, the number of persons dealt with by the Appellate Courts was 1,376 as against 1,433 in the previous year. Of these, 1,098 persons were wealt with by Magistrates, and 278 by Sessions Judges. The appeals of 966 persons were disposed of by Magistrates and those of 198 by Sessions Judges against 1,047 and 256 respectively in the previous year. The details of disposal are given in Statement 6.

Average duration.—The average duration of appeals in the Magistrates' Courts was 31·46 days as against 30·93 in the previous year, while in the Sessions Courts it was 29·44 days as against 28·26 in 1915-16.

Revisional Jurisdiction.—In the cases revised by Magistrates and Sessions Judges, 423 persons were involved as against 353 in 1915-16. They were dealt with as shown in Statement 6.

Records.—The Mysore Sessions Judge reports that the District Magistrates of Mysore and Hassan have not stated anything in their reports about the sorting and destruction of records. The District Magistrate of Shimoga has reported that the work of sorting and destruction of records have been attended to in all the Courts in his District, while the District Magistrate of Kadur has reported that the records have been sorted and that a list of records chosen for destruction is being prepared. The District Magistrate of Chitaldrug has reported that no sorting was done during the year and the work of sorting the old judicial records is being attended to and that the records of the Taluk Courts are being sorted as per new rules. The District Magistrates in the Bangalore Division have not furnished any information on this point.

Inspection notes show generally that this work requires attention in most of the Courts.

Inspection of Courts.—The District Magistrate of Shimoga reports that he inspected all the Courts in his District, while the District Magistrate of Kadur inspected all the Courts in his District except those at Headquarters. The District Magistrate of Chitaldrug inspected all the Courts in his District except the Deputy Amildar Magistrate's Court at Harihar and the Treasury and Probationary Assistant Commissioner Magistrates' Courts. The District Magistrates of Bangalore, Kolar, Tumkur, Mysore and Hassan inspected 8, 9, 4, 14 and 12 Courts respectively.

The notes of inspection submitted to the Chief Court by the District Magistrates were duly reviewed. The Chief Judge inspected the Courts of the District Magistrate and City Magistrate at Mysore and the Courts of the District Magistrate and Sub-Division Magistrate of Shimoga. The offices of the Chief Court were also inspected by the Chief Judge.

General Miscellaneous.—The Benches of Honorary Magistrates have in all disposed of 2,820 cases as against 3,468 in 1915-16 and 1,140 in 1914-15.

The District Magistrate of Kolar reports that 68 persons died of 46 mining accidents during the year under report as against 93 persons and 61 accidents in the year previous. It is also stated that during the year under report, the Chief Inspector of Mines in Mysore instituted proceedings in 11 cases involving 11 persons for mining accidents and that all the cases ended in convictions.

N. T. GOPALIENGAR,
Registrar.

JUDICIAL STATEMENT 1 (*Criminal.*)

Statement showing the number of Judicial Divisions and the number of officers exercising Appellate or Original Jurisdiction in the Mysore State on the last day of the year 1916-17 with the cost of Tribunals.

Name of Province	Area	Population	Number of Divisions for Courts under Chief Court, but superior to Chief Courts of Districts	Number of Districts	Number of Sub-Districts	Total number of officers exercising original or appellate jurisdiction					Totat number of cases decided				Total receipts of the Courts	Total charges of the Courts	Remarks
						Judges of Chief Court of Province	Judges of other Courts superior to Chief District Courts	Judges of Chief Courts of Districts	Judges of District Courts other than Chief Courts	Judges of other Subordinate Courts	Original		Appeals				
											Regular	Miscellaneous	Regular	Miscellaneous			
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
MYSORE.																	
Territory subject to the Chief Court— Criminal ...	29,444 square miles.	5,806,193	3	8	...	...	3	8	3	125	15,759	529	591	380	Rs. a. p. 84,586-1-11	Rs. a. p. 3,24,331-10-9	
Total ...	29,444 sq. mls.	5,806,193	3	8	...	...	3	8	3	125	15,759	529	591	380	Rs. a. p. 84,586-1-11	Rs. a. p. 3,24,331-10-9	

ANNUAL JUDICIAL STATEMENT No. 2—(*Criminal*).

Statement of offences reported and persons tried, convicted and acquitted of each class of offence in the Province of Mysore in the year 1916-17.

	Description of offences	Number of offences reported	Number of cases returned as true	Number of cases brought to trial during the year	Number of persons: Under trial during the year, including pending from previous year	Number of persons: Acquitted or discharged	Number of persons: Convicted	Number of persons: Died, escaped or transferred to another province †	Number of persons: Remaining under trial	Remarks
1		2	3	4	5	6	7	8	9	10
	Offences against the State, Chapter VI of the Indian Penal Code ...	.....	.....	.....	.....	.....	.....	.....	.....	
	Do relating to the Army and Navy Chapter VII ...	.....	.....	.....	.....	.....	.....	.....	.....	
	Do against the public tranquillity do VIII ...	197	189	189	1,670	610	448	1	611	
	Do by or relating to public servants do IX ...	10	10	10	16	7	4	1	4	
	Contempts of the lawful authority of public servants do X ...	51	42	42	93	36	41	.....	16	
	False evidence and offences against public justice do XI ...	89	85	85	118	32	55	.....	31	
	Offences relating to coin and Government Stamps do XII ...	6	5	5	5	1	2	.....	2	
	Do relating to weights and measures do XIII ...	46	45	45	59	8	37	.....	14	
	Do affecting the public health, safety, convenience, decency and morals... do XIV ...	87	83	83	127	28	88	.....	11	
	Do relating to religion ... ... do XV ...	15	14	14	53	29	8	.....	16	
Offences affecting the human body, Chapter XVI.	Offences affecting life	132	121	119	189	71	73	4	85	5 not received and 1 under Chief Court Circular Letter No. 144.
	Causing of miscarriage; injuries to unborn children; exposure of infants and the concealment of births	17	16	15	23	13	8	.....	2	
	Hurt	2,485	2,173	2,143	6,086	4,923	394	5	760	2 not received 2 under Chief Court Circular Letter No. 144.
	Wrongful restraint and wrongful confinement	331	292	281	789	608	63	.....	118	
	Criminal force and assault	3,963	3,614	3,604	9,270	7,757	480	9	1,023	1 under Chief Court Circular Letter No. 144.
	Kidnapping, forcible abduction, slavery and forced labor ...	44	26	26	93	61	6	.....	26	
	Rape	20	10	10	25	8	10	.....	7	
	Unnatural offences	.....	.....	.....	.....	.....	.....	.....	.....	
Offences against property, Chapter XVII.	Theft	3,185	2,030	1,922	3,582	1,460	1,311	9	787	2 under Chief Court Circular Letter No. 144. 8 under Section 562. 3 Do 565. 2 Do 249.
	Extortion	29	25	25	77	49	3	.....	25	
	Robbery and dacoity	131	93	90	456	222	50	1	183	
	Criminal misappropriation of property	42	40	40	56	27	24	.....	5	
	Criminal breath of trust	189	147	144	182	73	49	.....	59	1 under Chief Court Circular Letter No. 144.
	Receiving of stolen property	78	76	76	94	29	41	1	23	
	Cheating	148	106	105	166	82	41	1	40	2 under Chief Court Circular Letter No. 144.
	Fraudulent deeds and disposition of property	2	2	2	3	2	.....	.....	1	
	Mischief	637	567	565	1,334	914	158	4	258	
	Criminal trespass	867	774	764	2,065	1,409	297	3	356	
	Offences relating to documents and to trade or property marks Chapter XVIII ...	39	36	36	92	37	12	1	42	
	Criminal breach of contracts of service Do XIX ...	6	4	4	16	16	.....	.....	.....	
	Offences relating to marriage Do XX ...	81	71	71	129	88	5	.....	36	
	Defamation Do XXI ...	108	108	108	359	231	6	3	119	
	Criminal intimidation, insult and annoyance Do XXII ...	2,095	1,930	1,930	4,165	3,597	206	4	358	
	Offences under special and local laws	5,983	5,060	5,046	6,263	1,913	3,985	2	363	8 dealt with under 562. 3 Do 565. 2 Do 249. 9 Do Chief Court Circular Letter No. 144. 7 not received.
	Total ...	21,113	17,794	17,599	*37,655	24,341	7,905	49	5,331	

* That is, the total of the columns 6 to 9. Includs 61 persons pending in Sessions Courts last year.

† Persons transferred from one Court to another *in the same Province* are not to be entered in this column.

ANNUAL JUDICIAL STATEMENT No. 3 (*Criminal*).

Statement of Miscellaneous Proceedings under the Criminal Procedure Code in the State of Mysore during 1916-17.

Nature of Proceedings	Total number of cases before the Courts during the year	Number of persons concerned	Number of persons discharged	Number of persons convicted	Remarks
1	2	3	4	5	6
1. Frivolous or vexatious complaints, summarily dealt with under Chapter XX Section 250	7	7	.....	7	
2. Proceedings against witnesses under (Chapter VI)	4	4	3	1	
3. Forfeiture of bail or recognizance under (Chapter XLII)	80	86	21	65	
4. Non-attendance of Jurors or Assessors (Chapter XXIII) Section 332	.....	.....	.....	.....	
5. Contempts of Courts under (Chapter XXXV)	5	5	2	3	
6. Proceedings under Chapter VIII to prevent breach of the peace	11	53	43	7	3 Pending.
7. Security for good behaviour under (Chapter VIII)	64	134	25	54	52 Do
8. Proceedings against local nuisances, (Chapter X)	56	56	16	40	
9. Possessions, (Capter XII)	118	213	123	42	48 Do
10. Maintenance, Chapter XXXVI	49	49	40	7	2 Do
11. Breach of Contract Act 1859 (Offence under)	91	96	83	9	4 Do
12. For letting on bail	25	104	39	65	
13. Lunacy Rules	11	11	2	9	
14. Proceedings under Section 196, Criminal Procedure Code	3	3	3	.....	
Total ...	524	821	403	309	109 Pending.

ANNUAL JUDICIAL STATEMENT No. 4 (*Criminal*).

Statement showing the General result of Criminal trials in the Tribunals of various classes in the Province of Mysore during 1916-17.

Class of Courts	Total number of persons under trial ‡	Persons whose cases were disposed of					Persons remaining under trial at the end of the year	Number of cases disposed of during the year §	Average number of days during which each case lasted	Number of witnesses examined	Remarks
		Died, escaped, or transferred to another Province	Discharged or acquitted	Convicted		Committed or referred					
				On regular trial	On summary trial						
1	2	3	4	5	6	7	8	9	10	11	12
Subordinate Magistrates. {Stipendiary Magistrates sitting singly...	34,083	47	23,009	4,611	1,019	185	5,143	12,812	28·78	42,261	9 under section 562. 2 do 249.
{Benches of Magistrates	3,501	1	1,217	298	1,827	.....	158	2,820	5·86	2,300	8 dealt with under C. L. 144 (Criminal.)
Chief Magistrates of Districts	64	1	11	48	.....	.....	1	38	5·24	47	Case of 1 person dealt with under Criminal C. L. 144.
Courts of Sessions *	235	.....	104	102	.. ...	.....	29	89	13·20	997	2 under section 562.
Total ...	37,833	49	24,341	5,059	2,846	185	5,331	15,759	13·27	45,605	{11 dealt with under Section 562. {2 do do 249. {9 do Cr. C. L. 144.

* Include cases decided by Sessions Judges on reference under Sections 18 and 36, Criminal Procedure Code.

‡ That is the total of the entries in columns 3 to 8. The cases of persons transferred from one Court to another in the same Province will appear only against the Court by which decided, or in which pending at the end of the year, if not decided.

§ Omit cases in which the accused died, escaped or was transferred.

ANNUAL JUDICIAL STATEMENT No. 5 (*Criminal*).

Statement showing the Punishment inflicted by the various Criminal Tribunals in the Mysore State in the year 1916-17.

Class of Tribunal	Persons sentenced to—								Persons ordered to find or give security or recognizance to keep the peace, or sureties, for good behaviour.	Persons imprisoned in default of security for good behaviour.	Detail of punishment					
				Imprisonment							Fine					
	Death	Transportation,	Penal servitude	Rigorous	Simple	Forfeiture of property	Fine	Whipping			Rs. 10 and under	Rs. 50 and under	Rs. 100 and under	Rs. 500 and under	Rs. 1,000 and under	Above Rs. 1,000
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
							Rs.				Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
Village officers—																
Subordinate Magistrates. Special Magistrates under Section 42	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates. Honorary Magistrates sitting singly	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Subordinate Magistrates. Stipendiary Magistrates sitting singly	...	...	...	1,667	196	1	4,079	80	57	43	4,437	866	83	6	2	...
Subordinate Magistrates. Benches of Magistrates	...	...	...	1	1	...	2,124	...	...	...	854	34	...	...	...	...
District and Divisional Magistrates—Case referred under Section 349, C. P. C.																
Chief Magistrates of Districts	...	...	...	11	...	...	16	8	...	...	1	15	...	...	...	...
Courts of Sessions*	12	12	...	74	5	...	14	...	...	...	2	9	3	1	...	...
Superior Courts†	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total ...	12	12	...	1,753	202	1	6,233	88	57	43	5,294	924	86	7	2	...

Class of Tribunal	Detail of punishment—*concld.*											Number of boys whose sentences were commuted to detention in a Reformatory School
	Fine—*concld.*			Imprisonment					Whipping			
	Total amount of fines imposed during the year	Total amount of fines realized during the year‡	Amount paid by way of compensation	15 days and under	6 months and under	2 years and under	7 years and under	Above 7 years	10 stripes and under	20 stripes and under	30 stripes and under	
	18	19	20	21	22	23	24	25	26	27	28	29
	Rs. a. p.	Rs. a. p.	Rs. a. p.									
Village officers—												
Subordinate Magistrates. Special Magistrates under Section 42 ...	.....	.....	.....	...	...	..	...	...	...	...	...	.....
Subordinate Magistrates. Honorary Magistrates sitting singly ...	.....	.....	.....	...	...	...	...	...	...	..	...	.....
Subordinate Magistrates. Stipendiary Magistrates sitting singly ...	49,733 12 9	42,028 10 2	1,873 1 0	566	1,110	230	...	...	59	21	...	.....
Subordinate Magistrates. Benches of Magistrates	2,855 7 0	2,843 15 0	22 8 0	1	1	...	...	...	...	...	...	.....
District and Divisional Magistrates—Case referred under Section 349, C. P. C.												
Chief Magistrates of Districts	310 0 0	310 0 0	.....	...	5	6	...	...	2	1	...	.....
Courts of Sessions*	903 0 0	374 0 0	200 0 0	1	13	17	41	8	...	...	...	.....
Superior Courts†	.....	.....	.....	...	...	...	...	...	...	...	...	.....
Total ...	53,802 3 9	45,556 9 2	2,095 9 0	568	1,129	253	41	8	61	22	...	.....

*Includes cases decided by Sessions Judges on reference under Sections 18 and 36, C. P. C.
†Includes cases decided by the High Court on reference under Sections 263 and 387, C. P. C.
‡Includes fines realized during the year, though imposed in previous years.

ANNUAL JUDICIAL STATEMENT No. 6—(*Criminal*).

Statement showing the Result of Appeal and Revision in Criminal Cases in the Mysore State in the year 1916-17.

Tribunals	Number of persons: Total number of appellants and applicants for revision before the Courts †	Died, escaped, transferred to another province	Appeals or applications rejected	Sentence or order confirmed	Sentence enhanced	Sentence reduced or otherwise altered	Sentence reversed	Proceedings quashed	New trial or further enquiry ordered	Referred for revision to the High Court	Pending trial	Average number of days during which each appeal lasted	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	13	14
APPEALS.													
To Chief Magistrates of Districts* ...	1,098	1	28	426	...	68	398	...	45	...	132	31·46	
To Courts of Sessions ...	278	...	2	63	...	50	61	2	20	...	80	29·44	
To Chief Court { by persons convicted ...	241	...	12	130	3	35	35	...	...	...	26	33·19	
To Chief Court { by Government from order of acquittal.	10	...	...	5	...	...	1	...	1	...	3		
Total ...	1,627	1	42	624	3	153	495	2	66	...	241	31·86	
REVISION.													
By Chief Magistrates of Districts ...	396	8	124	71	...	5	37	...	68	65	18	...	
By Courts of Sessions	27	...	10	4	...	2	...	...	3	...	8	...	
By Chief Court	559	...	51	285	15	69	55	...	13	...	71	...	
Total ...	982	8	185	360	15	76	92	...	84	65	97	...	

* Or other Magistrates authorized to hear appeals under Section 266, C. P. C.

† That is the total of columns 3 to 12. Cases transferred from one Court to another *in the same Province* will appear only against the Court by which decided, or in which pending at the end of the year, if not decided.

ANNUAL JUDICIAL STATEMENT No. 13—(*Criminal*).

Statement showing the use of jurors and assessors in the Criminal Courts in the State of Mysore in the year 1916-17.

Classes of Courts in which jurors or assessors employed, distinguishing Criminal from Civil Courts	Established or average number of jurors or assessors in each case and prescribed qualifications	Number of cases tried by Jury	Number of cases tried with the aid of assessors	Jury trials: Cases in which the Judge approved of the verdict	Jury trials: Cases in which the Judge did not approve of the verdict: Wholly	Jury trials: Cases in which the Judge did not approve of the verdict: Partly	Jury trials: Number of persons of the verdict in respect to whom the Judge disapproved: Whose cases he referred under Section 307, C. P. C.	Jury trials: Number of persons of the verdict in respect to whom the Judge disapproved: Whose cases he did not refer under Section 307, C. P. C.	Assessors' trials: Number of cases in which Judge agreed with assessors	Assessors' trials: Number of cases in which Judge differed from: One assessor	Assessors' trials: Number of cases in which Judge differed from: Two assessors	Assessors' trials: Number of cases in which Judge differed from: All assessors	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	13	14
Courts of Sessions	2 or 3	...	74	...	...	...	...	...	52	8	14	...	3 cases are withdrawn.
Courts of Assistant Sessions Judges ...													

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